HONOURABLE MS JUSTICE G. ROHINI

WRIT PETITION No. 22639 of 2001

Dated 4th July 2007

Between:

Sri K.Benhar,
Jangareddygudem,
West Godavari District.

.....Petitioner.

and

The Superintendent of Police,
Eluru, West Godavri District and others.

.....Respondents.

HONOURABLE MS JUSTICE G. ROHINI

WRIT PETITION No. 22639 of 2001

ORDER:

This Writ Petition is filed seeking a declaration that the alleged inaction on the part of the respondents 1 to 3 in considering the petitioner's complaint lodged on 11-9-2001, as arbitrary and illegal.

In response to the Rule Nisi ordered, the Sub-Inspector of Police, Jangareddygudem Police Station, filed a counter affidavit on behalf of the respondents 1 to 3 stating that the petitioner never approached him either on 11.9.2001 or any other subsequent date.

On the other hand, a complaint was received from the respondent No.6 on the basis of which, Crime No.85 of 2001 was registered under Sections 509 and 506-II IPC. During the course of investigation, the involvement of the petitioner was established and accordingly, he was arrested on 1.7.2001. Thereafter, the petitioner sent a petition under registered post to the Deputy Inspector

General of Police, Eluru and other authorities stating that respondents 4 and 5 are misbehaving and on 11.9.2001, they bet him and torn the papers in the staff order register. The said petition was endorsed to the 3rd respondent for taking necessary action. Pursuant thereto, an entry was made in the general dairy and enquiry was made, which reveals that the allegations made by the petitioner are not true and correct. After due enquiry, a report was submitted to the Deputy Inspector General of Police, Eluru, stating that the contents in the petition are false. Subsequently, on 26.11.2001, the 3rd respondent received another petition sent by the petitioner. However, the contents of the said petition are similar to those of earlier petition for which enquiry was already conducted, and therefore, no fresh enquiry was conducted.

No reply affidavit has been filed by the petitioner contradicting the version of the respondents and no other material has been placed before this Court to substantiate the alleged inaction on the part of the respondents 1 to 3.

In the circumstances, this Writ Petition is devoid of any merits and accordingly the same is hereby dismissed. No costs.

(G.ROHINI, J)

Dated: 4th July 2007

mrb